

To: Bohan, Suzanne[bohan.suzanne@epa.gov]
From: Distler, Kenneth
Sent: Thur 3/7/2013 9:14:34 PM
Subject: FW: Gen. Conf. comments on NPL

Suzanne, I am still in the middle of the air and water comments.

Ex. 5 - Deliberative Process

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From: Jackson, Scott
Sent: Thursday, March 07, 2013 12:19 PM
To: Distler, Kenneth; Bohan, Suzanne; Fay, Kate; Daly, Carl; Russ, Timothy; Razzazian, Christopher
Subject: Gen. Conf. comments on NPL

All:

Myself, Carl and Tim met with WYDEQ this morning to gather more information about their drill rig engine permits that have been issued in the UGRB ozone nonattainment area. The impetus for the call was language in Chapter 3 of the preliminary draft-EIS for the NPL project that essentially says that general conformity analyses are not required for drill rig emissions that are covered under a permit. Said another way, drill rig emissions are *exempt* from a general conformity analysis if they are covered by a minor source permit.

Ex. 5 - Deliberative Process

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Ex. 5 - Deliberative Process In addition, the general conformity exemption regs. state that the exemption is only available for **stationary** sources. WYDEQ's drill rig permits do not consider drill rigs as stationary.

Without going any further into the weeds here, in talking with WYDEQ on the call today, their

position is that their drill rig permits are suitable for an exemption from general conformity.

Ex. 5 - Deliberative Process

Specifically, we would like to make the following comment. I've highlighted the last two sentences which is basically the bottom line. The preceding info is background and rationale:

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I am leaving at 1 pm today and won't be back in the office until Monday. Please contact Carl or Tim with any questions.

Thanks,

Scott

Scott Jackson, Unit Chief

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